

TEMPORARY

No. 69811-T

TEMPORARY

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office APR 03 2003

Returned to applicant for correction _____

Corrected application filed _____

Map filed APR 17 2003

The applicant **Joseph D. and Mary Ann Hernandez** hereby make application for permission to change the **Place of Use** of water heretofore appropriated under **Truckee Carson Irrigation District Serial No. 854-3, 514-3, 514-3-D, 470 & 2187-A, United States of America v. Orr Ditch Co. in Equity No. A-3; Claim No. 3; United States of America v. Alpine Land and Reservoir Co., No. D-183 BRT; both in the Federal District Court of Nevada and Permit No. 54882.**

1. The source of water is **Truckee River & Carson River**
2. The amount of water to be changed **68.40 ac ft**
3. The water to be used for **Irrigation**
4. The water heretofore permitted for **as decreed**
5. The water is to be diverted at the following point **Lahontan Dam located within the SW¼ SE¼ Section 33, T.19N., R.26E., M.D.B.&M.**
6. The existing permitted point of diversion is located within **No change**
7. Proposed place of use **SE¼ SE¼ of Section 4, T.19N., R.28E., M.D.B.&M. A total of 15.20 ac.**
8. Existing place of use **SW¼ SW¼ (3.00AC.), SE¼ SW¼ (3.00 AC.), of Section 31, T.20N., R.28E., NE¼ SE¼ (4.99 AC.) of Section 20, T.19N., R.28E., SE¼ SE¼ (2.60 AC.) * of Section 4, T.19N., R.28E., NW¼ NE¼ (.16 AC.) * NE¼ NE¼ (1.45 AC.) * of Section 9, T.19N, R.28E., M.D.B.&M. A total of 15.20 ac. *- From Permit No. 54882**
9. Use will be from **as decreed**
10. Use was permitted from **as decreed**
11. Description of proposed works **dams, canals & ditches**
12. Estimated cost of works **complete**
13. Estimated time required to construct works **complete**
14. Estimated time required to complete the application of water to beneficial use **3 years**
15. Remarks:

By **Brenda L. Gross, Lumos and Associates**
s/Brenda L. Gross Agent
178 S. Maine Street
Fallon, Nevada 89406

Compared sg/ cac dl/cm f

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the place of use of a portion of the waters of the Truckee and Carson Rivers as set forth in the Truckee and Carson River Final Decrees and a portion of Permit 54882, which changed the place of use of a portion of the Newlands Reclamation Project rights in the Truckee and Carson River Final Decrees is issued subject to the terms and conditions imposed in said decrees and with the understanding that no other rights on the source will be affected by the change proposed herein.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on **November 15, 2003** at which time all rights herein granted shall revert to the right being changed by this temporary permit.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 68.40 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before:

Proof of completion of work shall be filed on or before:

Water must be placed to beneficial use on or before:

Proof of the application of water to beneficial use shall be filed on or before:

Map in support of proof of beneficial use shall be filed on or before:

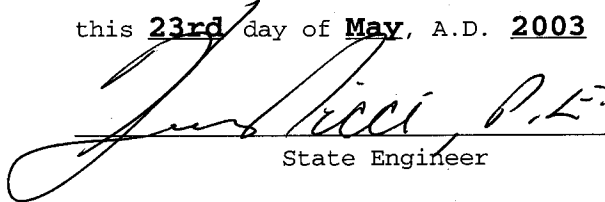
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IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 23rd day of May, A.D. 2003


State Engineer

EXPIRED
DATE NOV 15 2003 cmf